



S IN BLUE ARRIVE ON THE OLIVETTE, FROM SANTIAGO, FOR TREATMENT HERE.

OUR FLAG WILL WAVE THIS MORNING OVER SANTIAGO.

Continued from Page Thirty-seven.

Miles, of the First Infantry, signed for the Americans.

Colonel Fontan, General Escario and Mr. Mason, the British Vice-Consul, signed for the Spaniards.

Blanco has sent his consent, but tells General Toral to wait for an answer from Spain.

According to the treaty 23,000 Spanish soldiers are to surrender. These occupy a line east from Acerradores to Sagua de Tanamo.

The Spaniards are to come out and deliver their arms outside the city limits.

The Spanish soldiers are to give aid to the American navy in finding the torpedoes in the harbor. The Spaniards to be sent home in transports provided by the United States. The Spanish officers and soldiers are all glad to go back to Spain.

Shafter intends to leave in Santiago the same civil authorities who ruled the city under the Spaniards. This idea has greatly displeased the Cubans, and if not remedied will cause trouble, as those authorities, who, until only a few days ago, were the enemies of the Americans and Cubans, are greatly disliked by the Cubans.

ENEMY'S ARMS WILL NOT BE RETURNED.

President Decides to Keep the 20,000 Rifles Surrendered at Santiago.

WASHINGTON, July 16.—The arms surrendered by the Spanish soldiers at Santiago to General Shafter will be kept by the United States Government. This conclusion, reached late this afternoon by the President and Secretary Alger, was made public by the latter as he left his office after 6 o'clock to-night for his home. "All those who have arms will turn them over to this Government. This is final."

These were the secretary's words when asked for information on the subject. "And," he added in response to further inquiries and to clear any doubt that might exist on the subject, "the rifles will not be returned to Spain."

Washington official circles are delighted. The President and Cabinet are highly pleased, the former indicating his gratification by sending a congratulatory telegram to General Shafter and the American army. The war is now clear for the prompt prosecution of the Administration's plans of campaign. Porto Rico will be invaded before the expiration of two weeks. By that time the chief island of the Canaries, the only open question in the conditions reported by Shafter was the recommendation that the Spanish soldiers be allowed "to return to Spain with the arms they so bravely defeated."

mentation without a moment's hesitation. He decided that the Spanish soldiers should not be allowed to take up their arms after having laid them down, and that they be turned over to this Government.

Secretary Alger announced this decision late in the afternoon. He regards all the terms as favorable to the United States because, he said, if they were not favorable they would not have been accepted.

General Shafter's dispatch was not given out in its entirety. He said triumphantly at its close: "This closes the war in my opinion."

He also notified the Government that not a word about the parole of Toral's army had been said in the conference, but he expressed the belief that none of the transported Spaniards would ever return. Shafter appears to have gained the point that Toral's army, without the express stipulation for parole, are to be regarded as prisoners of war without condition or reservation.

It was expected that this evening the American conferees would announce the acceptance of the President's final terms. So far as official bulletins showed, the Spaniards had not yet agreed to the terms of the surrender at issue.

General Alger said that the Government proposed on Monday next to advertise for bids from steamship companies to transport the prisoners home. It was impossible at this time, he said, to say how soon the prisoners would be on their way to Spain.

The American army at Santiago will at the earliest possible moment be moved into the hills 700 feet above the sea level, at which altitude yellow fever cannot thrive.

ENEMY'S HAGGLING TO SAVE HONOR.

The Spaniards Juggled with Words to Soften Their Fall at Madrid.

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At General Shafter's Headquarters, before Santiago de Cuba, July 15 (10 a. m.), via Kingston, Jamaica, July 16 (7:25 a. m.).—The preliminary basis for the capitulation of the Spanish forces in Eastern Cuba was agreed to and signed under a picturesque clematis tree, half way between the lines, shortly after midnight. Our commissioners were invited, by those representing General Toral, to enter the city, but the invitation was declined.

At the very outset a hitch occurred owing to a misunderstanding of what was said at the personal interview between General Shafter and General Toral at noon. At that time our interpreter, translating the language of General Toral, had given General Shafter, Miles and Wheeler distinctly to understand that Captain-General Blanco had consented that the commissioners should have plenary powers to negotiate the terms of surrender, such terms as they agreed upon to be binding upon both parties.

Something was said about a notification to the Madrid Government, but General Shafter insisted that the capitulation had been actually agreed to and that no further consent of the Madrid Government was required.

Shafter Wouldn't Yield. General Shafter said this morning, referring to the situation:

"The Spaniards claimed that the surrender must be confirmed by Madrid. I refused to consider any such contention, for the surrender was complete and ordered by Governor-General Blanco and was made by General Toral. This morning (General Shafter sent me a letter begging that the Spanish soldiers be permitted to take their side arms back to Spain. He asked me to intercede with the President and, if possible, arrange for a return of the arms to the prisoners after they had surrendered them."

When the commissioners met, shortly after 2 o'clock in the afternoon, those in behalf of General Toral (General Escario, Lieutenant-Colonel Fortan and Mr. Albert Mason, the British Vice-Consul), combated at once the idea that the capitulation had in fact actually taken place. The consent of Madrid, they insisted, was still necessary; but, at the same time, they asserted strongly that it would be forthcoming, as Captain-General Blanco had authorized it and the home Government would do the same.

ent, and who, in fact, directed the negotiations on his own behalf, said he had never been overruled by the Captain-General; still, he added, until Madrid sanctioned it Santiago had not capitulated.

Toral Begs for Easy Terms.

Finally, with the question of whether or not the Spanish forces had actually surrendered still open, the Commissioners proceeded to the consideration of the preliminary terms.

Captain Miles had drawn up thirteen articles of a general nature, and these were submitted to General Toral personally. He made a strong appeal that the word "capitulation" be used instead of the harsher term "surrender" and that his army be allowed to march out, the officers with their side arms and the men with their small arms.

General Toral further remarked that he expected our Commissioners, as representatives of a brave and chivalrous people, would not seek to humiliate his army or make it appear that he was vanquished. Our commissioners could not resist this appeal, but they said it was beyond the terms laid down by our Government, and they could only recommend the matter to Washington.

General Toral returned to the city at 4 o'clock to consult with General Linnaeus, who had hitherto been erroneously reported dead.

Quibbling Over Words.

General Toral and the Spanish Commissioners returned at 6:30, saying they desired a still further change in the phraseology of the articles, and suggested a postponement of the negotiations until morning. Shortly after midnight General Wheeler suggested that the good faith of the Spanish Commissioners be tested. All the articles were re-read and each representative in turn was asked if they were satisfactory. When they replied in the affirmative General Wheeler asked them to affix their signatures, thus they appeared reluctant to do, but they could not well refuse. When all had signed the Commissioners separated, to meet again at 9:30 in the morning.

The present municipal authorities are to continue in control of the city until the Spanish troops are embarked.

The Spanish troops from other points are to be embarked at the nearest ports. Refugees are to return to their homes; but not until the sanction of Madrid is received. And the same applies to the removal of the obstructions at the mouth of the harbor.

Pending this, however, Miss Clara Barton and the Red Cross agents, with supplies, are to be allowed to enter the city over the line of the Junguilla Railroad.

The war main, which was cut, is to be repaired to-day.

No Cubans are to be allowed to enter the city.

All the artillery and the batteries at the harbor entrance are to be left intact, and we are to obtain possession of the gunboat in the harbor.

Men in the Trenches. Pending the sanction of Madrid, everything is at a standstill, and as a result the troops on both sides remain in the trenches.

The condition of the city of Santiago is said to be dreadful, with filth and stench everywhere.

Our Commissioners have just gone in to get the Spanish Commissioners.

TORAL'S LETTER WAS A PUZZLE.

An Offer to Capitulate That as Translated Baffled All Analysts.

Washington, July 16.—The War Department posted this bulletin early to-day: Playa del Este, near Santiago, July 16.—The following letter has just been received: "Santiago de Cuba, July 15. "To His Excellency, Commander-in-Chief of the American Forces: "Excellent Sir: "I am now authorized by my Government to capitulate. I have the honor

to so app. as you and requesting that you designate hour and place where my representatives shall appear to compare with those of Your Excellency to effect the articles of capitulation on the basis of what has been agreed upon to this date in due time.

"I wish to manifest my desire to know the resolutions of the United States Government respecting the return of army, so as to note on the capitulations."

"Also the great courtesy of your great graces and return for the great generosity and impulse for the Spanish soldiers and allow them to return to the peninsula with the honors the American army do them, the honor to acknowledge as dutifully descended."

"General Commanding Fourth Army Corps." (Signed) GEN. SHAFTER. Commanding American Forces.

The remarkable letter of capitulation addressed by General Toral to General Shafter completely mystified the recipients. Each reader gave a different interpretation to the letter, and only on one point did they at first agree—namely, that the translation was wretched. In view of subsequent events the letter is regarded as nothing more than an illustration of one phase of the negotiations passed.

OFFERS HER HOME AS A HOSPITAL.

Washington, July 15.—Mrs. E. Van Lew, of Richmond, Va., has tendered to the War Department her home in that city for hospital uses. The letter containing the offer was received by Secretary Alger today and referred at once to Surgeon-General Sternberg. The home is described as one of the most beautiful in Richmond. The grounds, two acres in extent, occupy an entire square. Beautiful shade trees surround the house and it is an ideal hospital site. In offering the home to the Secretary of War, Mrs. Van Lew says: "Our people are truly patriotic and our women would do anything they could for the soldiers."

OUR LOSS THIS FAR IN CUBA IS 1,914.

General Shafter's Headquarters, July 15, via Kingston, Jamaica, July 15—3:30 P. M.—The final report of casualties in the army since it landed in Cuba, three weeks ago, has been forwarded to Washington. It shows an aggregate of 1,914 officers and men killed, wounded and missing.

The killed number 246, of whom 21 were officers; wounded, 1,584, of whom 98 were officers, and missing, 84, of whom not any were officers. Of the wounded only 68 have died.

Colonel Pope, the Surgeon-in-Chief, says this is a remarkably small number of fatalities, considering the large number of wounded.

MORE DOCTORS AND NURSES FOR SANTIAGO.

Washington, July 16.—The War Board, including Secretaries Long and Alger and Admiral Crowder and Captain Mahan and Captain Crowninshield, had a conference with the President at about 11 o'clock this morning. Secretary Day was also present. Secretary Alger, on leaving the White House, said it had been decided to send additional doctors and nurses and medical supplies to Santiago as soon as possible.

MORE AMMUNITION SENT TO SAMPSON.

Tampa, Fla., July 16.—The Mississippi, Cherokee and Gussie to-day sailed for Santiago loaded with ammunition and supplies. The Ironclads met with an accident her boilers early in the morning, delaying her departure for eight or ten days.

- BRINGTON A. CLINTON, Co. E, 10th Inf. Private JOHN MACK, Co. E, 7th Inf. Private JOHN MULLIGAN, Co. A, 7th Inf. Private NAT W. OAKES, Co. H, 10th Inf. Sergeant WILLIAM L. PARKER, Co. B, 10th Inf. Sergeant STEPHEN A. PATE, Co. B, 1st U. S. V. Cav. Private AUGUSTUS PETERSON, Co. D, 8th Inf. Private HOMER REYNOLDS, Co. B, 1st Inf. Private WILMORE L. REEPELLE, Co. B, 2d Mass. Vol. Private WALTER E. REYNOLDS, Co. G, 10th Inf. Private CARL SALTZMAN, Co. A, 10th Inf. Private MICHAEL SHERREY, Co. A, 23d Inf. Private WILLIAM F. SIMPSON, Co. G, 10th Inf. Private JAMES C. SMITH, Co. B, 9th Cav. Sergeant SMITH JOHNSON, Co. A, 10th Inf. Private WILLIAM TATE, Co. A, 24th Inf. Private MORRIS G. HORN, Co. C, 9th Mass. V. Sergeant PATRICK WALSH, Co. K, 15th Inf. Private JOHN DARRISON, Co. D, 10th Inf. Private GEORGE W. DETAMORE, Co. E, 1st U. S. V. Cav. Private WILLIAM HUMBERT, Co. A, 1st N. Y. Vols. Private BENEL COIT, Co. D, 2d Mass. Vol. GUS KREYSER, Co. G, 7th Inf. Private JOHN KIRK, Co. B, 12th Inf. Private OTTO F. MENGER, Co. E, 1st U. S. V. Cav. Sergeant HANS VILLENSEN, Co. B, 10th Inf. Private WARREN E. ELLIS, Co. D, 1st Cav. Private WILLIAM MURPHY, Co. E, 10th Inf. First Sergeant FRANK COLEMAN, Co. F, 25th Inf. Private CHARLES M. JAMES, Co. I, 1st Cav. Private ALBERT B. SWIFT, Co. A, 10th Inf. Private ALBERT E. RUDOLPH, Co. E, 24th Inf. Private JAMES E. RAFFERTY, Co. C, 4th Inf. Private O. DUNLAP, Co. E, 19th Inf. Private JOHN CRADDOCK, Co. F, 13th Inf. Private WILLIAM McMAHON, Co. C, 7th Inf. Private GEORGE GALATHE, Co. D, 10th Inf. Private JOHN DARRISON, Co. D, 10th Inf. Private JOSEPH M. SMITH, Co. E, 25th N. Y. Vols. Private THOMAS HOLMES, Co. B, 1st U. S. V. Cav. Private LEE MULLEN, Co. D, 1st U. S. V. Cav. Private FREDERICK DAN-VELSON, Co. C, 17th Inf. Private ORVILLE TONNEY, Co. H, 17th Inf. Private WILLIAM A. MATTHEW, Co. F, 17th Inf. Private WILLIAM S. ALEXANDER, Co. F, 17th Inf. Private WILLIAM S. ALEXANDER, Co. B, 12th Inf. Private ANDREW J. BRIGANCE, Co. E, 10th Inf. Private GEORGE DORWORTH, Co. E, 17th Inf. Private JOHN ROGERS, Co. B, 8th Inf. Private WILLIAM JAMES, Co. C, 23d Inf. Private JULIUS REINKE, Co. B, 7th Inf. Sergeant WALTER JOHNSON, Co. G, 10th Inf. Private WILLIAM JAMES, Co. C, 23d Inf. Private HARRY W. BYRBE, Co. B, 2d Inf. Private WILLIAM JAMES, Co. C, 23d Inf. Private FRANK WINTER, Co. H, 13th Inf. Private BARNEY DOUGLAS, Co. G, 25th Inf. Private WM. R. MANNES, Co. F, 13th Inf. Private WALLA PARADISE, 2d Mass. Inf. Private WILLIAM A. HOUSTON, Co. C, 24th Inf. Private OTTO GROSE, Co. A, 6th Cav. Private BERT SMITH, Co. C, 4th Inf. Private JOHN McDONALD, Co. B, 3d Cav. Private MICHAEL KOCH, Co. B, 3d Inf. Private WILLIAM KUTILIA, Co. H, 8th Inf. Private MILTON ALPHONSE, Co. A, 3d Cav. Private WILLIAM OLSON, Co. B, 3d Inf. Private HANS LAURSEN, Co. F, 6th Cav. Private JOHN MARTIN, Co. H, 8th Inf. Private DAVID BUCKNER, Co. G, 25th Inf. Private JAMES B. RILEY, Co. B, 7th Inf. Private WILLIAM B. RILEY, Co. B, 7th Inf. Private DR. F. CARTER, Co. P, 6th Inf. Private GEORGE SEAUER, Co. L, 1st U. S. V. Cav.
- Private LOUIS IYER, Co. A, 2d Inf. Private PETER H. DALYIN, Co. A, 23d Inf. Private RICHARD SHEPARD, Co. H, 23d Inf. Private BENJAMIN F. HARRISON, Co. G, 10th Inf. Private ALBERT GIBBY, Co. B, 4th Inf. Private JULIUS GRATHENDICK, Co. G, 16th Inf. Private ALBERT POWERS, Co. E, 1st U. S. V. Cav. Private JOSEPH W. EATON, Co. D, 2d Mass. Inf. Private LOUIS IYER, Co. A, 2d Inf. Private GEORGE W. FALLO, Co. B, 8th Inf. Private JOHN KIRK, Co. F, 7th Inf. Private ARTHUR D. SCOTT, Co. M, 34th Mich. Cavalry. Private JEREMIAH BUCKLEY, Co. D, 4th Inf. Private ALBERT AUST, Co. C, 4th Inf. Private JOSEPH B. MISHIEWICZ, Co. F, 3d Inf. Private LUTHER F. SMITH, Co. A, 12th Inf. Private JAMES H. OUTER, Co. C, 9th Inf. Private FRED. H. CROOK, Co. E, 24th Inf. Private FRANK HILLESLEY, Co. G, 24th Inf. Private BEN LAUDIE, Co. A, 10th Inf. Private BENJAMIN FRANKLIN, Co. A, 10th Inf. Private LEONARD REELEY, Co. E, 6th Inf. Private HYMAN NICOLAZ, Co. F, 10th Inf. Private GEORGE W. FALLO, Co. B, 8th Inf. Private CARPENTER MEYER, Co. G, 23d Inf. Private JAMES GIBBS, Co. B, 24th Inf. Private HENRY HUNTER, Co. F, 13th Inf. Private JOHN J. WINTER, Jr., Co. F, 1st U. S. Vols. Private FRED. S. McPHEETERS, Co. C, 24th Inf. Private WILLIAM WRAY, Co. F, 6th Cav. Private GEORGE CROWDER, Co. G, 24th Inf. Private CHARLES ASHLEY, Co. E, 3d Mass. Inf. Private I. TAYLOR, Co. F, 10th Cav. Private WILLIAM W. TINEBACK, Co. D, 7th Infantry. Private MORTON J. HENRY, First Lieutenant MAURY NICHOLS, 7th Inf. Private GEORGE H. BENDER, Co. B, 10th Cavalry. Private BENJAMIN B. BALLANTINE, Co. D, 16th Infantry. Private HENRY H. BELDEN, Co. A, 10th Infantry. Private CARLOS BLACK, Co. B, 4th Inf. Private HENRY BRIGTWELL, Co. G, 25th Inf. Private WILSHIRE F. BREWER, Co. E, 17th Infantry. Private GEORGE BURG, Co. G, 17th Inf. Private HENRY BURTON, Co. B, 10th Inf. Private EDWARD CRIPPEN, Co. G, 9th Cav. Private WILLIAM CLARK, Co. E, 24th Inf. Private WILLIAM L. COOPER, Co. E, 1st Cav. Private MARTIN CROWLEY, Co. D, 7th Inf. Private CHARLES E. DAHLBERG, Co. A, 23d Inf. Sergeant THOMAS DOLAN, Co. K, 13th Inf. Private LOUIS DOUGLAS, Co. L, 1st U. S. V. Cav. Private ARTHUR F. DUBOIN, Co. C, 7th Inf. Private ROBERT M. FELLINGHAM, Co. A, 22d Inf. Private DANIEL G. EAGEN, Co. C, 3d Cav. Private GEORGE W. FALLO, Co. B, 8th Inf. Private ALBERT FIELD, Co. F, 23d Inf. Private GILMORE GIVE, Co. B, 10th Cav. Private JOSEPH A. GOLDS, Co. B, 3d Cav. Private FRANK G. HAND, Co. F, 13th Inf. Private JAMES O. HUNTER, Co. G, 25th Inf. Private M. HALL, Co. C, 23d Inf. Private MILLARD F. HAYWARD, Signal Corps. Private CLAUDE E. HENDERSON, Co. G, 1st Inf. Private DAVID HOLDEN, Co. F, 24th Inf. Private RALPH H. HOWARD, Co. G, 6th Inf. Private JAMES J. JENNY, Co. C, 25th Inf. Private KLINE, Co. L, 1st U. S. V. Cav. Private M. B. KRUSKOP, Co. F, 17th Inf. Private KENNELS, Co. E, 17th Inf. Private E. KILLENBENZ, Co. C, 2d Mass. Inf. Private F. P. 3d Inf. Private G. F. 7th Inf. Private L. 8th Inf. Private M. 9th Inf. Private N. 10th Inf. Private O. 11th Inf. Private P. 12th Inf. Private Q. 13th Inf. Private R. 14th Inf. Private S. 15th Inf. Private T. 16th Inf. Private U. 17th Inf. Private V. 18th Inf. Private W. 19th Inf. Private X. 20th Inf. Private Y. 21st Inf. Private Z. 22nd Inf. Private AA. 23rd Inf. Private AB. 24th Inf. Private AC. 25th Inf. Private AD. 26th Inf. Private AE. 27th Inf. Private AF. 28th Inf. Private AG. 29th Inf. Private AH. 30th Inf. Private AI. 31st Inf. Private AJ. 32nd Inf. Private AK. 33rd Inf. Private AL. 34th Inf. Private AM. 35th Inf. Private AN. 36th Inf. Private AO. 37th Inf. Private AP. 38th Inf. Private AQ. 39th Inf. Private AR. 40th Inf. Private AS. 41st Inf. Private AT. 42nd Inf. Private AU. 43rd Inf. Private AV. 44th Inf. Private AW. 45th Inf. Private AX. 46th Inf. Private AY. 47th Inf. Private AZ. 48th Inf. Private BA. 49th Inf. Private BB. 50th Inf. Private BC. 51st Inf. Private BD. 52nd Inf. Private BE. 53rd Inf. Private BF. 54th Inf. Private BG. 55th Inf. Private BH. 56th Inf. Private BI. 57th Inf. Private BJ. 58th Inf. Private BK. 59th Inf. Private BL. 60th Inf. Private BM. 61st Inf. Private BN. 62nd Inf. Private BO. 63rd Inf. Private BP. 64th Inf. Private BQ. 65th Inf. Private BR. 66th Inf. Private BS. 67th Inf. Private BT. 68th Inf. Private BU. 69th Inf. Private BV. 70th Inf. Private BW. 71st Inf. Private BX. 72nd Inf. Private BY. 73rd Inf. Private BZ. 74th Inf. Private CA. 75th Inf. Private CB. 76th Inf. Private CC. 77th Inf. Private CD. 78th Inf. Private CE. 79th Inf. Private CF. 80th Inf. Private CG. 81st Inf. Private CH. 82nd Inf. Private CI. 83rd Inf. Private CJ. 84th Inf. Private CK. 85th Inf. Private CL. 86th Inf. Private CM. 87th Inf. Private CN. 88th Inf. Private CO. 89th Inf. Private CP. 90th Inf. Private CQ. 91st Inf. Private CR. 92nd Inf. Private CS. 93rd Inf. Private CT. 94th Inf. Private CU. 95th Inf. Private CV. 96th Inf. Private CW. 97th Inf. Private CX. 98th Inf. Private CY. 99th Inf. Private CZ. 100th Inf.